

Message Text

CONFIDENTIAL

PAGE 01 MADRID 00363 171850Z

ACTION L-01

INFO OCT-01 SS-14 ISO-00 INR-05 IO-03 NSC-05 NSCE-00
CIAE-00 EUR-08 SSO-00 INRE-00 DLOS-02 EB-03 /042 W
-----171859Z 069256 /60

O 171824Z JAN 77

FM AMEMBASSY MADRID

TO SECSTATE WASHDC IMMEDIATE 8616

C O N F I D E N T I A L MADRID 363

LIMDIS

E.O. 11652: GDS

TAGS: PLOS, PBOR, PFOR, ICJ, CA, SP

SUBJECT: POSSIBLE CANADA-US ICJ SUBMISSION OF OFFSHORE BOUNDARY
QUESTION

REF: STATE 5301

1. ACCORDING TO A FORMER STUDENT OF HIS, FEDERICO DE CASTRO IS A HIGHLY-REGARDED EXPERT IN BOTH CIVIL LAW AND INTERNATIONAL LAW, BUT HAS TAUGHT ONLY CIVIL LAW HERE EXCEPT FOR PRIVATE CLASSES. A REFERENCE-BOOK LISTING OF HIM SHOWS PUBLICATIONS ONLY ON CIVIL-LAW TOPICS. OUR INTERLOCUTOR CALLED HIM A TOUGH TEACHER WHO SEEMED MODERATELY CONSERVATIVE IN HIS JURIDICAL OUTLOOK, AN OLDER MAN (BORN IN 1903) INCLINED TOWARDS STRICT CONSTRUCTION BUT NOT RIGIDLY SO. IN A SIMILAR VEIN, A REFERENCE BOOK SPOKE OF HIS EFFORTS AT BRINGING CLASSICAL DOCTRINE INTO HARMONY WITH CONTEMPORARY NEEDS.

2. WE HAVE NOTHING AT THIS TIME ON DE CASTRO'S LOS VIEWS. IN VIEW OF HIS AGE AND DISTINGUISHED BACKGROUND, WE SUSPECT HE MIGHT NEITHER SEEK NOR PARTICULARLY HEED GOS VIEWS ON A GIVEN CASE.

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3. REGARDING SPAIN'S VIEWS ON A DISPUTE BETWEEN THE U.S. AND CANADA, CANADA MIGHT POSSIBLY HAVE AN EDGE BECAUSE OF THE APPARENTLY SUCCESSFUL RESOLUTION RECENTLY OF A PROBLEM OVER SPANISH FISHERMEN ACTIVE OFF NEWFOUNDLAND. SPAIN IS ALSO KNOWN FOR ITS AGGRESSIVE DEFENSE OF COASTAL-STATE RIGHTS REGARDING STRAITS. AT THE SAME TIME IT HAS EXPRESSED CONCERN, HEIGHTENED IN RECENT MONTHS, OVER THE EFFECTS ON ITS

DISTANT-FISHING FLEET OF EXTENDED JURISDICTION, PARTICULARLY
BY THE EEC COUNTIRES. ANOTHER POSSIBLE FACTOR IS SPAIN'S
ONGOING DIFFERENCE WITH MOROCCO OVER FISHING RIGHTS
BETWEEN THAT COUNTRY AND THE CANARY ISLANDS.STABLER

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
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Control Number: n/a
Copy: SINGLE
Sent Date: 17-Jan-1977 12:00:00 am
Decaption Date: 22 May 2009
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Handling Restrictions:
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ISecure: 1
Legacy Key: link1977/newtext/t19770146/aaaabnzw.tel
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